

## IN THE FOREIGN INTELLIGENCE SURVEILLANCE COURT

In re: Directives Pursuant to Section  
105B of the Foreign Intelligence  
Surveillance Act

No. 105B(g) 07-01

**YAHOO! INC.'S UNCLASSIFIED MOTION TO LIFT THE STAY AND  
FOR A SCHEDULING ORDER**

On October 22, 2013, this Court granted Yahoo's motion for pre-publication access to Court documents after declassification by the government and submission to the Court for review. The Court also stated that it intended to suspend its review of the proposed redactions submitted by the government to permit the results of the declassification process before the Foreign Intelligence Surveillance Court of Review ("FISCR") in Docket Number 08-01 to inform its examination of declassified materials on the same subject matter.

The declassification process in the FISCR is now complete, except for declassification of the transcript of oral argument before the FISCR. *See Order, In re Directives Pursuant to Section 105B of the Foreign Intelligence Surveillance Act, ("In re Directives") No. 08-01 (October 24, 2014)* (directing the government to provide transcript redactions to provider by October 27) and *Order, In re Directives, No. 08-01 (Sept. 11, 2014)* (unsealing the declassified portions of Court documents and releasing them to the public). As the FISCR has completed its

review of all documents that were filed in both the FISC and FISCR, Yahoo requests that this Court lift its stay and issue an order directing the Government to provide the Court with a status report regarding the status of its declassification review and a scheduling order to complete the declassification review.

Counsel for Yahoo has conferred with the government, which takes no position on this motion.

Dated: October 24, 2014

Signature: /s/Jacob A. Sommer  
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*Attorneys for Yahoo! Inc.*

## CERTIFICATE OF SERVICE

I hereby certify that on October 24, 2014, I served copies of the foregoing motion on:

Carli Rodriguez-Feo  
United States Department of Justice  
Litigation Security Group  
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pursuant to FISC Rule 8 and procedures established by the Security and Emergency Planning Staff, United States Department of Justice.

I also hereby certify that I served a true copy of the foregoing motion on the United States via electronic delivery and by U.S. mail on October 24, 2014 addressed to:

Jonathan Fischbach  
United States Department of Justice  
National Security Division  
950 Pennsylvania Ave N.W.  
Washington, D.C. 20530

/s/ Jacob A. Sommer

Jacob A. Sommer